GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Health Medical & Family Welfare Department - Andhra Pradesh Higher Education Regulatory & Monitoring Commission - Fixation of fee structure tentatively for MPT Programme offered by the Private Un-Aided Professional Higher Education Institutions in the State of Andhra Pradesh for the Academic Years 2024-25 & 2025-26 – Notification - Issued.

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2) The said minimum fee fixed shall be treated as a tentative fee and the correct fee would be fixed by the appellant after due processing of the data submitted by the 1st respondent.

3) After receiving the request from the appellant, the 2nd respondent shall display the 1st respondent-college in the list of colleges at official website for participating in the counseling in UG courses for the present Academic Year 2023-24 through OAMDC.

4) The 2nd respondent State Government, shall caution the students taking admission into the courses offered by the 1st respondent by informing the said students that the fee shown in the admission process, which is being collected initially, is a tentative fee and shall be subject to further change depending upon the final fee that would be fixed by the appellant.

5) The appellant may also consider early fixation of the final fee that can be collected by the 1st respondent for the block period 2023-2024 to 2025 2026."

4. The Member Secretary & Chief Executive Officer, APHERMC has, therefore, requested to issue necessary orders under Section 7 of Andhra Pradesh Education Institutions (Regulation of Admissions and Prohibition of Capitation Fee) Act, 1983.

5. Government after careful examination of the matter, hereby issue the following Notification which shall be published in the Andhra Pradesh Extra-ordinary Gazette:

NOTIFICATION

In exercise of the powers conferred under Section 7 of Andhra Pradesh Educational Institutions (Regulation of Admission and Prohibition of Capitation Fee) Act, 1983 (Act No.5 of 1983) and upon considering the fee structure tentatively recommended by the APHERMC, the Government hereby notify the fee structure for MPT Programme offered by the Private Un-Aided Professional Higher Education Institution in the State of Andhra Pradesh for the Academic Years 2024-25 & 2025-26 as detailed below:

S. No.	College Code	Society Code	College Name	Programme Name	Convenor Fee (Rs.)	Management Quota Fee (Rs.)
1	RCPK	HERMC1157	RAGHAVA COLLEGE OF PHYSIOTHERAPY - KAKINADA - KKD	MPT	95,000/-	As per the dicta laid down in 1. T.M.A.Pai Foundation vs State of Karnataka [(2002) 8 SCC 481] 2. Islamic Academy of Education vs State of Karnataka [(2003) 6 SCC 697] 3. Inamdar vs State of Maharashtra

						[(2005) 6 SCC 537] 4.Consortium of Engineering Colleges Management Association, Hyderabad vs Govt. of AP and others [(2012) 3 ALT 686 (DB)]' and <u>fee for Management Quota is same and similar to that of convenor quota i.e., 95,000/-.</u>
<u>Note:</u> The State Government shall caution the students taking admission into the courses offered by the said colleges by informing the students that the fee shown in the admission process, which is being collected initially, is a tentative fee and shall be subject to further change depending upon the final fee that would be fixed by the APHERMC.						

6. The fee structure notified by the Government under Section 7 of Act 5 of 1983 for the Academic Years 2024-25 & 2025-26 above, is subject to the following conditions:

a. The fee structure notified above shall be treated as a tentative fee and the correct fee would be fixed by the Commission after due processing of the data submitted by the college.

b. The fee is an all-inclusive annual fee, including like tuition fee, affiliation fee, cost of identity card, medical fee, inter college/inter university sports, games & cultural meet fee, computer/internet fee, College magazine and student activities, student health care scheme, student welfare fund, study tour, alumni fund, sports and games fee, examination fee including stationery, maintenance and amenities fee, extracurricular activities fee, development fee, Recognition fee, Common Services fee and other recurring expenditure;

c. The aforesaid fee determined for all the Nursing, Ayush and para medical programmes for the colleges mentioned above does not include hostel, transport, mess charges, registration fee, admission fee and refundable deposits of library and laboratory fee.

d. The same fee shall continue for the students admitted during the Academic Years 2024-25 & 2025-26 till they complete the program.

e. The institutions whose affiliations are not extended by the affiliating Universities for the academic year 2022-23 are not entitled to collect any fee;

f. The institution shall not charge either directly or indirectly any other amount over and above the fee fixed above. If any other amount is charged under any other head or guise i.e., donations, etc. the same would amount to charging of capitation fee and in that case the institution shall be liable to be prosecuted under Section 9 of Andhra

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Pradesh Educational Institutions (Regulation of Admissions and Prohibition of Capitation Fee) Act, 1983 (Act No. 5 of 1983) apart from imposing appropriate penalty under the APHERMC Act, 2019 and the APHERMC Rules, 2019 as amended subsequently from time to time;

g. The institutions are cautioned to maintain proper accounts following lawful practices (Accrual/Mercantile basis of Accounting) including processing payments and receipts through Banks and follow the Regulations as well as guidelines of the Commission in submitting data for evaluation and regulation of fee proposals henceforth. In default their respective fee proposals are liable to be rejected under Regulation 5 (B)(viii) of APHERMC Regulations and such instances shall not be forwarded to the Government for fixation of fee.

h. In case of any deviation from these directions, the Commission will initiate serious penal action as per the provisions of the Act and Rules made there under;

i. Under Section 12 (4) & (5) of A.P. Higher Education Regulatory and Monitoring Commission Act, 2019, the Commission has the power to review and determine the fee payable to the Higher Educational Institutions and review the fee determined, whether notified or not by the Government for any academic years/block periods.

j. The institutions are informed that the fixation of Fee structure by the Government will not by itself enable or permit the managements to run programmes, if the programmes are not recognized/permitted by the Government / All India Council for Technical Education/ PCI/ /UGC/NCTE and concerned University/any other statutory Authority.

7. The Registrar, Dr NTR University of Health Sciences shall display the petitioner(s)/college(s) in the list of colleges at official website for participating in the counselling for the present Academic Year.

8. The Registrar, Dr NTR UHS shall take necessary action to caution the students, taking admission into the courses offered by the colleges, by informing the students that the fee shown in the admission process, which is being collected initially, is a tentative fee and shall be subject to further change depending upon the final fee that would be fixed by the Commission and notified by the Government.

9. The Registrar, Dr.NTR University of Health Sciences, Vijayawada/Director of Medical Education, AP shall take necessary action accordingly.

10. The orders issued above are subject to directions/outcome of the court cases, pending if any and as per the guidelines/directions issued by Government from time to time.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. T. KRISHNA BABU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner of Printing & Stationery, Vijayawada (with a request to publish in the next extra-ordinary Gazette and supply 50 copies immediately)

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The Registrar, Dr.NTR University of Health Sciences, Vijayawada.
The Director of Medical Education, Andhra Pradesh, Vijayawada.
The Secretary & Chief Executive Officer, Andhra Pradesh Higher Education Regulatory & Monitoring Commission, Tadepalli, Guntur District.
The Principal, Raghava College of Physiotherapy, Kakinada through Dr.NTR University of Health Sciences /Director of Medical Education.

Copy to:

The Government Pleader, HM&FW, APHC.
The OSD to Minister (HFW & ME).
The PS to Special Chief Secretary to Government, HM&FW Department.
SF/SC(Computer No.2729664)

//FORWARDED:: BY ORDER//

SECTION OFFICER